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7 Attorney for Mike Mikha Nagara

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 MIKE MIKHA NAGARA,  
14 Defendant.  
15

Case No. 2:18-cr-00103-JAD-CWH

**STIPULATION TO CONTINUE  
MOTION DEADLINES AND TRIAL  
DATES**  
(First Request)  
**AMENDED ORDER GRANTING  
ECF No. 12**

16 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson,  
17 United States Attorney, and Elham Roohani, Assistant United States Attorney, counsel  
18 for the United States of America, and Rene L. Valladares, Federal Public Defender, and  
19 Nisha Brooks-Whittington, Assistant Federal Public Defender, counsel for Mike Mikha Nagara,  
20 that the calendar call currently scheduled for June 11, 2018 at 1:30 p.m., and the trial scheduled  
21 for June 19, 2018 at 9:00 a.m., be vacated and set to a date and time convenient to this Court,  
22 but no sooner than sixty (60) days.

23 IT IS FURTHER STIPULATED AND AGREED, that the parties herein shall have to  
24 and including July 20, 2018, to file any and all pretrial motions and notices of defense.

25 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
26 shall have to and including August 3, 2018, to file any and all responsive pleadings.

1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
2 shall have to and including August 10, 2018, to file any and all replies to dispositive motions.

3 The Stipulation is entered into for the following reasons:

4 1. Counsel for the defendant needs additional time to review the discovery,  
5 investigate the charges, and discuss possible defenses with her client.

6 2. The defendant is incarcerated and does not object to the continuance.

7 3. The parties agree to the continuance.

8 4. The additional time requested herein is not sought for purposes of delay, but  
9 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
10 complete investigation of the discovery materials provided.

11 5. Additionally, denial of this request for continuance could result in a miscarriage  
12 of justice. The additional time requested by this Stipulation is excusable in computing the time  
13 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
14 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
15 Section 3161(h)(7)(B)(i), (iv).

16 This is the first stipulation to continue filed herein.

17 DATED this 21st day of May, 2018.

18 RENE L. VALLADARES  
19 Federal Public Defender

DAYLE ELIESON  
United States Attorney

20 */s/ Nisha Brooks-Whittington*  
21 By \_\_\_\_\_  
22 NISHA BROOKS-WHITTINGTON  
Assistant Federal Public Defender

*/s/ Elham Roohani*  
By \_\_\_\_\_  
ELHAM ROOHANI  
Assistant United States Attorney

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

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4 UNITED STATES OF AMERICA,

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6 v.

7 MIKE MIKHA NAGARA,

8 Defendant.

Case No. 2:18-cr-00103-JAD-CWH

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

9  
10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

13 1. Counsel for the defendant needs additional time to review the discovery,  
14 investigate the charges, and discuss possible defenses with her client.

15 2. The defendant is incarcerated and does not object to the continuance.

16 3. The parties agree to the continuance.

17 4. The additional time requested herein is not sought for purposes of delay, but  
18 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
19 complete investigation of the discovery materials provided.

20 5. Additionally, denial of this request for continuance could result in a miscarriage  
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22 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
23 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
24 Section 3161(h)(7)(B)(i), (iv).

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